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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

BROOKSHIRE BROTHERS
HOLDING, INC., ET AL

: DOCKET NO. 04-1150

VS.

: JUDGE TRIMBLE

TOTAL CONTAINMENT, INC., ET
AL

: MAGISTRATE JUDGE WILSON

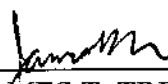
JUDGMENT

Pursuant to the Memorandum Ruling of this date,

IT IS ORDERED, ADJUDGED AND DECREED that the motion for summary judgment to dismiss Plaintiffs' negligence claim (doc. #455) filed by Underwriters Laboratories, Inc. is hereby **DENIED.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the motion for summary judgment (doc. #456) to dismiss Plaintiffs' negligence claims for failure to prove proximate causation and failure to provide sufficient evidence of a defect as to non-blowout pipe is hereby **DENIED.**

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 27th day of October, 2006.



JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE